UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

JUDITH FONSECA

v. C.A. NO: 04-11870 WGY

MAXI DRUG, INC. d/b/a BROOKS PHARMACY

DEFENDANT'S MOTION TO COMPEL PLAINTIFF TO PROVIDE MORE RESPONSIVE ANSWERS TO INTERROGATORIES

Defendant, in the above-entitled action and pursuant to Fed. R. Civ. P. 37 and Local Rules 7.1 and 37.1, hereby requests that this Honorable Court order Plaintiff to provide more responsive answers to interrogatories propounded to Plaintiff on December 7, 2004. As of the filing of this motion, Plaintiff has failed to fully respond. Defendant requests a twenty (20) day Order.

WHEREFORE, Defendant's motion should be granted.

Defendant Maxi Drug, Inc. d/b/a Brooks Pharmacy By its Attorneys:

Michael R. De Luca, BBO # 639509 Gidley, Sarli & Marusak, LLP One Turks Head Place, Suite 900 Providence, RI 02903

Tel: (401) 274-6644 Fax: (401) 331-9304

I, Michael R. DeLuca, hereby certify that the provisions of Local Rule 37.1(B) have been complied with regarding this motion.

CERTIFICATION

John M. Sahady, Esq. Sahady Associates, PC 399 North Main Street Fall River, MA 02720